



1 AN ACT concerning vehicles.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by changing  
5 Sections 6-201 and 6-207 as follows:

6 (625 ILCS 5/6-201) (from Ch. 95 1/2, par. 6-201)

7 Sec. 6-201. Authority to cancel licenses and permits.

8 (a) The Secretary of State is authorized to cancel any  
9 license or permit upon determining that the holder thereof:

10 1. was not entitled to the issuance thereof hereunder;

11 or

12 2. failed to give the required or correct information  
13 in his application; or

14 3. failed to pay any fees, civil penalties owed to the  
15 Illinois Commerce Commission, or taxes due under this Act  
16 and upon reasonable notice and demand; or

17 4. committed any fraud in the making of such  
18 application; or

19 5. is ineligible therefor under the provisions of  
20 Section 6-103 of this Act, as amended; or

21 6. has refused or neglected to submit an alcohol, drug,  
22 and intoxicating compound evaluation or to submit to  
23 examination or re-examination as required under this Act;

24 or

25 7. has been convicted of violating the Cannabis Control  
26 Act, the Illinois Controlled Substances Act, or the Use of  
27 Intoxicating Compounds Act while that individual was in  
28 actual physical control of a motor vehicle. For purposes of  
29 this Section, any person placed on probation under Section  
30 10 of the Cannabis Control Act or Section 410 of the  
31 Illinois Controlled Substances Act shall not be considered  
32 convicted. Any person found guilty of this offense, while

1 in actual physical control of a motor vehicle, shall have  
2 an entry made in the court record by the judge that this  
3 offense did occur while the person was in actual physical  
4 control of a motor vehicle and order the clerk of the court  
5 to report the violation to the Secretary of State as such.  
6 After the cancellation, the Secretary of State shall not  
7 issue a new license or permit for a period of one year  
8 after the date of cancellation. However, upon application,  
9 the Secretary of State may, if satisfied that the person  
10 applying will not endanger the public safety, or welfare,  
11 issue a restricted driving permit granting the privilege of  
12 driving a motor vehicle between the person's residence and  
13 person's place of employment or within the scope of the  
14 person's employment related duties, or to allow  
15 transportation for the person or a household member of the  
16 person's family for the receipt of necessary medical care  
17 or, if the professional evaluation indicates, provide  
18 transportation for the petitioner for alcohol remedial or  
19 rehabilitative activity, or for the person to attend  
20 classes, as a student, in an accredited educational  
21 institution; if the person is able to demonstrate that no  
22 alternative means of transportation is reasonably  
23 available; provided that the Secretary's discretion shall  
24 be limited to cases where undue hardship would result from  
25 a failure to issue such restricted driving permit. In each  
26 case the Secretary of State may issue such restricted  
27 driving permit for such period as he deems appropriate,  
28 except that such permit shall expire within one year from  
29 the date of issuance. A restricted driving permit issued  
30 hereunder shall be subject to cancellation, revocation and  
31 suspension by the Secretary of State in like manner and for  
32 like cause as a driver's license issued hereunder may be  
33 cancelled, revoked or suspended; except that a conviction  
34 upon one or more offenses against laws or ordinances  
35 regulating the movement of traffic shall be deemed  
36 sufficient cause for the revocation, suspension or

1 cancellation of a restricted driving permit. The Secretary  
2 of State may, as a condition to the issuance of a  
3 restricted driving permit, require the applicant to  
4 participate in a driver remedial or rehabilitative  
5 program; or

6 8. failed to submit a report as required by Section  
7 6-116.5 of this Code; ~~or~~

8 9. has refused or failed to submit to an examination  
9 provided for by Section 6-207 or has failed to pass the  
10 examination.

11 (b) Upon such cancellation the licensee or permittee must  
12 surrender the license or permit so cancelled to the Secretary  
13 of State.

14 (c) Except as provided in Sections 6-206.1 and 7-702.1, the  
15 Secretary of State shall have exclusive authority to grant,  
16 issue, deny, cancel, suspend and revoke driving privileges,  
17 drivers' licenses and restricted driving permits.

18 (Source: P.A. 89-92, eff. 7-1-96; 89-584, eff. 7-31-96; 90-779,  
19 eff. 1-1-99.)

20 (625 ILCS 5/6-207) (from Ch. 95 1/2, par. 6-207)

21 Sec. 6-207. Secretary of State may require reexamination or  
22 reissuance of a license.

23 (a) The Secretary of State, having good cause to believe  
24 that a licensed driver or person holding a permit or applying  
25 for a license or license renewal is incompetent or otherwise  
26 not qualified to hold a license or permit, may upon written  
27 notice of at least 5 days to the person require the person to  
28 submit to an examination as prescribed by the Secretary.

29 Refusal or neglect of the person to submit an alcohol,  
30 drug, or intoxicating compound evaluation or submit to or  
31 failure to successfully complete the examination is grounds for  
32 suspension of the person's license or permit under Section  
33 6-206 of this Act or cancellation of his license or permit  
34 under Section 6-201 of this Act.

35 (b) The Secretary of State, having issued a driver's

1 license or permit in error, may upon written notice of at least  
2 5 days to the person, require the person to appear at a Driver  
3 Services facility to have the license or permit error corrected  
4 and a new license or permit issued.

5 Refusal or neglect of the person to appear is grounds for  
6 cancellation of the person's license or permit under Section  
7 6-201 of this Act.

8 (c) The Secretary of State, having received notice that a  
9 licensed driver or person holding a permit or applying for a  
10 license or license renewal has been involved as a driver in an  
11 accident that caused personal injury or death to a pedestrian,  
12 must upon written notice of at least 5 days to the person  
13 require the person to submit to an examination as prescribed by  
14 the Secretary.

15 Refusal or neglect of the person to submit to or failure to  
16 successfully complete the examination is grounds for  
17 suspension of the person's license or permit under Section  
18 6-206 of this Act or cancellation of his license or permit  
19 under Section 6-201 of this Act.

20 (Source: P.A. 90-779, eff. 1-1-99.)